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AUG 11 2005

Inventor(s): Kevin G. Collins et al

Confirmation No.: 2538

Application No.: 09/858080

Examiner: Baturay, Alicia

Filing Date: May 15, 2001

Group Art Unit: 2155

Title: Method And Apparatus To Manage Transactions At A Network Storage Device

Mail Stop 16

Director of the US Patent and Trademark Office

PO Box 1450

Alexandria, VA 22313-1450

REQUEST FOR REFUND
IMPROPER CHARGE OF DEPOSIT ACCOUNT

Sir:

I. REFUND REQUEST

This is a request for a refund in the amount of \$1,570, with respect to the charge to Deposit Account No. 08-2025, shown on the statement dated 06/30/2005, for the above identified patent application.

(X) A copy of the monthly statement, in which the error referred to occurs, accompanies this request.

II. FEES CHARGED FOR WHICH REFUND IS REQUESTED

1801 for \$790; 1252 for \$450 and 1252 for \$450 = \$1,570.00

III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

The final rejection was mailed June 10, 2005. Applicant filed a response on March 21, 2005-within the 2 mo. time period. The advisory action mailed June 10, 2005 states the due date is three months from the filing date of the final rejection or May 1, 2005. That is incorrect. The due date should be the mailing date of the advisory action -- June 10, 2005. Applicant filed a Request for Continued Examination on June 22, 2005, and should only pay \$120 for a one month extension of time. Applicant was charged twice for the \$790 RCE fee and twice for the \$450 two month extension of time fee.

IV. MANNER OF REFUND

Please make refund of \$1,570 crediting Account No. 08-2025.

- () I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450
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OR

- (X) I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number on (571) 273-8300 Aug. 11, 2005

Number of pages: 6

Typed Name: Donna M Kraft

Signature: Donna M Kraft

Respectfully submitted,

Kevin G. Collins et al

By T. Grant Ritz

T. Grant Ritz

Attorney/Agent for Applicant(s)
Reg. No.: 39,819

Date: Aug. 11, 2005

Telephone No.: (000) 000-0000

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Patent Application
 Attorney Referral No. 10001724

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Applicant(s) Kevin Collins
Application No. 08/076,826
Filing Date 3/1/2005
Title Method and Apparatus to Manage Transactions on a Remote Storage Device

Classification No. 353.9
Examiner DATUNAY, A. W.
Phone An USA: 815

Art Unit 2812
Supervisor For Patricia
PO Box 2415
Address VA 22103-1888

TRANSMISSION REPORT FOR RECEIVED FACSIMILE

26. Transmitted in accordance with the following in the above-captioned application:
 (X) Response/Amendment () Petition to enter into a response
 () New matter as indicated below () Substantive Examination
 () No response fee
 () Other _____ (Fee \$_____)

(1) FEE	(2) CLASSIFICATION AFTER EXAMINATION	(3) CLASS NO.	(4) EXAMINER'S REMARKS	(5) FEE AMOUNT	(6) FEE DATE	(7) FEE TOTAL
TOTAL CLASS		400.0		\$ 640		\$ 640
USPTO CLASS		400.0		\$ 3700		\$ 3700
1. CLASSIFICATION OF A VESTIGIAL DEPENDENT CLAIM				\$ 250		\$ 250
OTHER FEE						
TOTAL AMOUNTS FOR THE APPLICATION						\$ 4590

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By: Kevin Collins
 Kevin Collins
 Attorney/Agent for Applicant
 Reg. No. 42,881
 Date: 3-21-2005

To: Patricia
 Patricia
 Supervisor
 Date: 3-21-2005

File No. 08/076,826
 Serial No. 17-221-0700

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